

MINUTES OF REGULAR MEETING TO BE HELD BY THE BOARD OF TRUSTEES OF  
THE VILLAGE OF QUOGUE, 7 VILLAGE LANE, QUOGUE, NEW YORK, HELD ON  
FRIDAY SEPTEMBER 21, 2012 AT 4:00 PM.

PRESENT: Mayor Peter S. Sartorius, Trustees Randy Cardo, Ted Necarsulmer, Jeanette Obser and Kimberley Payne, Village Attorney Richard E. DePetrus and Village Clerk Marcia Rose Koziarz.

OTHERS PRESENT: Fire Chief Tim Shea, Chief Building Inspector Bill Nowak, Police Chief Robert Coughlan, Preston Jankowski, Lee Waderton, Rocco Lettieri, Jodie Giglio, Donna Sessa, Richard Rubio, TJ McConnel, Jonathan Sinnreich, Eric Bregman, Kittric Motz, George Mathys, Cecelia Lazarescu, Chester Murray, Peter Rothenberg, and Carol Moran of The Southampton Press.

The Mayor invited everyone to join him in the Pledge of Allegiance.

Upon motion made by Randy Cardo, seconded by Ted Necarsulmer and unanimously carried, the minutes of regular meeting held on August 17, 2012, is hereby approved.

Upon motion made by Jeanette Obser, seconded by Randy Cardo and unanimously carried, the Abstract of Audited Vouchers Schedule 09-12, \$406,423.60 and Treasurer's Report for the Month ending August 31, 2012 are hereby approved as follows:

\$ 39,289.35 Checking Account  
\$9,153,891.07 Investments  
\$9,193,180.42 Total General Fund 08/31/12

The Clerk gave the report for August 2012 False Fire and Burglar Alarms as follows:

Burglar Billed: \$250.00; Burglar Collected: \$300.00  
Fire Billed: \$500.00; Fire Collected: \$1,750.00

Fire Chief Tim Shea gave the report for the Fire Department Chief Building Inspector Bill Nowak gave the report for the Building Department. Police Chief Robert Coughlan gave the report for the Police Department.

Upon motion made by Jeanette Obser, seconded by Randy Cardo and unanimously carried, it was RESOLVED, Christopher Osborne is hereby approved as a part time Court Attendant, effective immediately.

Upon motion made by Ted Necarsulmer, seconded by Kimberley Payne and unanimously carried, it was RESOLVED, an increase to A3120.150 (Police-Overtime) in the amount of \$862.16 for a reimbursement from Joseph Moinian for security and traffic expenses for a private party, is hereby approved.

Upon motion made by Randy Cardo, seconded by Jeanette Obser and unanimously carried, it was RESOLVED, an increase to Purchase Order #13500 for Terry Contracting & Materials, Inc. in the amount of \$8,150.00 to complete beach scraping project, funded through A8745.400 (Erosion Control-Contractual Services) is hereby approved.

Upon motion made by Jeanette Obser, seconded by Ted Necarsulmer and unanimously carried, it was RESOLVED, an increase to Purchase Order #13511 for Trius, Inc. in the amount of \$2,919.33 to include parts need for repair to the Highway Sand Spreader funded through A5110.240 (Highway/Street Maintenance Equipment) is hereby approved.

Upon motion made by Ted Necarsulmer, seconded by Jeanette Obser and unanimously carried, it was RESOLVED, the purchase a 2012 Ford Escape 4 door XLT from Otis Ford, Inc., in an amount not to exceed \$21,900.00 for use of the Building Inspector, using an expenditure from the Police Capital Reserve Funds is hereby approved pending a Notice of Permissive Referendum in the Southampton Press.

Upon motion made by Jeanette Obser, seconded by Ted Necarsulmer and unanimously carried, it was RESOLVED, a tax refund in the amount of \$830.99 as a result of a Small Claims Assessment Review, filed for Village tax year 2009/2010 for Tax Map # 7-1-8, payable to Schroder & Strom, LLP for owner Philip Calderone is hereby approved.

Upon motion made by Ted Necarsulmer, seconded by Randy Cardo and unanimously carried, it was RESOLVED, a tax refund for Village tax year 2011-2012 in the amount of \$3,805.53 to Robert & Micki Friedman of 152 Dune Road, Tax Map #16-2-2.1 as a result of a reduction of assessment in a tax certiorari proceeding is hereby approved.

Upon motion made by Kimberley Payne, seconded by Ted Necarsulmer and unanimously carried, it was RESOLVED, the following tax refunds of Village 2012-2013 taxes due to reductions of tax assessments in Small Claims Assessment Review proceedings are approved as follows:

3-4-88.1	Fernandez, Mario	\$216.92
3-6-8	Zuckerbrot, Leslie	\$272.13
3-6-3	Basu, Pina	\$325.38

Upon motion made by Mayor Peter Sartorius, seconded by Ted Necarsulmer and unanimously carried, it was RESOLVED, the introduction of "A Local Law # \_\_\_\_ of 2012 Amending Chapter 196 (Zoning) Of The Village Code With Respect to Nonconformities" is hereby approved and a public hearing thereon shall be held on October 19, 2012.



The Board next discussed the design changes for the Jessup Homestead building at 52 Quogue Street. Rocco Lettieri spoke regarding the placement and size of windows, doors and the main staircase. It was decided the building will have white wood shingles with black shutters on the exterior of the building. Peter Rothenberg, Chairman of the Historical Society read a letter, from an architect who inspected the building, recommending the changes to the existing plans. Mr. Lettieri agreed to have amended plans dropped off to the Building Inspector next week. The Mayor addressed the issue of the trees that will be planted to replace those that have been removed. It had previously been recommended that green leafed Maple trees be planted, and Mr. Lettieri was requested to address the matter at the next Board of Trustees meeting in October.

The Board discussed the application from Robert Strecker for a boat slip at 9 Bayview Drive. The New York Supreme Court, in an Article 78 proceeding, had issued a decision on June 7, 2012 in which it determined that the Board of Trustees in its prior decision on July 15, 2011 had acted improperly in requiring that Mr. Strecker first establish that the creek bordering the property is navigable. Jonathan Sinnreich, attorney representing 180 Dune Road, LLC, the property owner across the creek, appeared and argued that his client's property would be impacted by the boat slip and therefore the Board of Trustees should deny the application. Mayor Sartorius stated that, in his opinion, this argument is a variation of the issue that the Supreme Court had said was an improper consideration by the Board of Trustees, and therefore it is a dispute between property owners that must be resolved in the courts. Upon motion made by Mayor Sartorius, seconded by Randy Cardo and unanimously carried, it was RESOLVED, a permit is hereby granted for Robert Strecker to build a boat slip at 9 Bayview Drive in accordance with the written decision presented at the meeting.

Attorney Eric Bregman represented Hampton Motors of 8 Midhampton Avenue. Mr. Bregman stated that the paint spray unit's fire suppression system approval had just been received from the Town of Southampton's Fire Marshal's office. The Mayor noted that the original notice of public hearing did not cover all the uses that Hampton Motors is now seeking. A new notice will be advertised for a public hearing at the next Board of Trustees meeting in October.

With no other business to discuss and upon motion made by Ted Necarsulmer, seconded by Randy Cardo and unanimously carried, the meeting was adjourned at 5:04 P.M.

---

Marcia Rose Koziarz, Village Clerk